THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.12645 OF 2007

DATED 09th JULY, 2007

BETWEEN:

Lalam Pydiyya and others.

… Petitioners

AND

The District Collector, Visakhapatnam, and another.

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.12645 OF 2007

ORDER:

The petitioners are in possession of small extents of lands ranging from Acs.0.05 to 0.10 cents of land comprised in survey No.64 (out of Acs.3.95) situated at Thanam Village, Paravada Mandal of Visakhapatnam District. They allege that the land is in their occupation for over thirty (30) years, where they raised thatched houses, obtained electricity connections and are staying there. On 07.06.2007, second respondent allegedly visited the petitioners' land and directed them to vacate the land. Therefore, they filed the instant writ petition.

After getting instructions, learned Assistant Government Pleader submits that the writ petition is filed on mere apprehension. He also submits that the land in survey No.64 (Acs.3.95) is classified as Vagu Poramboke, that the petitioners are in occupation of the land and at present, no action is being taken against them. He also does not dispute or deny the principle that if the petitioners are to be evicted from the Vagu Poramboke, the same has to be done by following due process of law.

As the writ petition is filed on mere apprehension making all false allegations, the writ petition is dismissed. No costs.

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(V.V.S.RAO,J)

09.07.2007.
pln